

JAN 25 2005

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/479,548
	Filing Date	7 January 2000
	First Named Inventor	Matthijs P. Smits
	Art Unit	2644
	Examiner Name	Devona Faulk
	Attorney Docket Number	103,28
Total Number of Pages in This Submission		18

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1.) Response to Notice of Non-Compliant Amendment; and 2.) Retraction of Request for Copy of Notice of Non-Compliant Amendment and Re-setting ...
Remarks 		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Maguire Law Office		
Signature	<i>Daniel P. Maguire</i>		
Printed name	Daniel P. Maguire		
Date	25 January 2005	Reg. No.	41,506

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	<i>Daniel P. Maguire</i>
Typed or printed name	Daniel P. Maguire
Date	25 January 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9198 and select option 2.

fax to: 703 872 9306

RECEIVED
CENTRAL FAX CENTER

JAN 25 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Matthijs P. Smits)	Date: 25 January 2005
Application No.: 09/479,548)	Group Art Unit: 2644
Filed: 7 January 2000)	Examiner: Devona Faulk
For: Hearing Evaluation Device)	Attorney Ref. No.: 103.28
with Noise Detection and Evaluation)	
Capability)	

Response to Notice of Non-Compliant Amendment

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313

Dear Sir or Madam:

In response to the Notice of Non-Compliant Amendment mailed on October 25, 2005, the applicant re-submits the amendments, with proper status identifiers, and with deletions properly indicated.

Dated: 25 January 2005

By: *Daniel P. Maguire*
Daniel P. Maguire, Reg. 41,506
Tel: (530) 750-3661